

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

OLIVIA WALLER,	)	
	)	Case No. 4:03CV00039
Plaintiff,	)	
	)	
v.	)	<b><u>ORDER</u></b>
	)	
CITY OF DANVILLE, VIRGINIA et al.,	)	
	)	By: Jackson L. Kiser
Defendants.	)	Senior United States District Judge
	)	

Before me is the *Defendant's Motion to Dismiss or for Summary Judgment* [116]. Also before me is the *Plaintiff's Motion to Compel Discovery* [135]. For the reasons stated in the accompanying *Memorandum Opinion*, it is ordered that the *Defendant's Motion to Dismiss or for Summary Judgment* is **granted**, the *Plaintiff's Motion to Compel Discovery* is **dismissed** and this case is struck from the docket of this court.

The Clerk is directed to send certified copies of this *Order* and the accompanying *Memorandum Opinion* to all counsel of record.

Entered this 12<sup>th</sup> day of December, 2005.

s/Jackson L. Kiser  
Senior United States District Judge